



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*86 Chambers Street, 3rd floor
New York, New York 10007*

January 13, 2025

BY ECF

The Honorable Paul A. Engelmayer
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *ACLU et al. v. DOD et al.*, No. 17 Civ. 3391 (PAE)

Dear Judge Engelmayer:

This Office represents the defendant agencies (“Defendants”) in the above-captioned lawsuit brought pursuant to the Freedom of Information Act (“FOIA”). We write respectfully on behalf of the parties to provide a joint status update. The Court previously ordered the parties to file an update by January 13, 2025 (ECF No. 211).

Since the parties’ last report, the Defendants have continued to pursue the approval process regarding a fully drafted settlement stipulation. Unfortunately, in part because of unexpected difficulty locating certain personnel in recent weeks, this process is not yet complete. The parties note that the Court has set a telephonic status conference for January 24, 2025, at (ECF No. 211). The parties will be ready to appear on that date to report the latest progress on fees, and to discuss next steps. We thank the Court for its consideration of these matters.

Respectfully,

EDWARD Y. KIM
Acting United States Attorney for the
Southern District of New York
Attorney for Defendants

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